

REMARKS

At the outset, the Examiner is thanked for the review and consideration of the pending application. The Office Action dated July 6, 2005 has been received and its contents carefully reviewed.

Applicant has rewritten Claim 1 to include the limitation of Claim 4 and the fact that the blade disc has an outer periphery including a downward extending short skirt around the outer periphery for preventing juice from leaking into the body and motor.

It is respectfully submitted that amended Claim 1 and dependant Claims 2, 3, and 5-10 are now clearly and patentably distinguished over the cited references. To be more specific, the Claims now call for the blade disc having an outer periphery and a downward extending short skirt around the periphery for preventing juice from leaking into the body and motor. It is respectfully submitted that this concept is not disclosed or suggested by Schwarz or Fouquet references. Referring to Schwarz, it is clear that there is no downward extending skirt. By contrast Schwarz has an upwardly extending wall 21.

Further, amended Claim 1 and dependent Claims 2, 3 and 5-10 now call a tube extending from an underside of the top cap and the feeding passage passing through the tube. The claims also call for a first grinding surface defined in an end surface of the tube and the blade disc having an annular second grinding surface which is located corresponding to the first grinding surface. It is respectfully submitted that there is no grinding surface at the end of the feeding tube in either Schwarz or Fouquet. In other words, there is no suggestion what so ever of this feature in the cited references. Accordingly, it is Applicant's contention that amended Claim 1 and dependent Claims 2, 3 and 5-10 should be allowed.

Application No.: 10/829,357
Amdt. dated October 5, 2005
Reply to Office Action dated July 6, 2005

Docket No.:3079/222

If for any reason the Examiner finds the application other than in condition for allowance, the Examiner is requested to call the undersigned attorney at (703) 837-9600 to discuss the steps necessary for placing the application in condition for allowance. All correspondence should continue to be sent to the below-listed address.

Dated: October 5, 2005

Respectfully submitted,

By 

David E. Dougherty

Registration No.: 19,576

DENNISON, SCHULTZ, DOUGHERTY &
MACDONALD

1727 King Street, Suite 105

Alexandria, VA 22314

(703) 837-9600

Attorneys for Applicant